

CITY OF TIGARD, OREGON  
TIGARD CITY COUNCIL  
ORDINANCE NO. 06- 18

AN ORDINANCE REPEALING ORDINANCE NO. 00-33, WHICH PROVIDED A PROCESS FOR MAKING CLAIMS UNDER ARTICLE I, SECTION 18 OF THE OREGON CONSTITUTION, IN RESPONSE TO VOTER APPROVAL OF BALLOT MEASURE 7 IN THE NOVEMBER 2000 ELECTION; SUBSEQUENTLY BALLOT MEASURE 7 WAS INVALIDATED BY THE OREGON SUPREME COURT ON OCTOBER 4, 2002

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WHEREAS, in November 2000, Oregon voters approved Ballot Measure 7, which required compensation to owners of private property for reductions in their property's "fair value" attributable to government regulations, with limited exceptions; and

WHEREAS, the Tigard City Council adopted Ordinance No. 00-33 on November 28, 2000, to provide a process for making claims that might be filed because of the voters' approval of Ballot Measure 7; and

WHEREAS, shortly after the adoption of City of Tigard Ordinance 00-33, Ballot Measure 7's legality was challenged; and

WHEREAS, implementation of the Ordinance was held in abeyance until the outcome of the legal challenge was known; and

WHEREAS, on October 4, 2002, the Oregon Supreme Court held that Measure 7 violated the Oregon Constitution's "single subject" requirement for voter-approved Constitutional amendments; and

WHEREAS, Ballot Measure 7 was invalidated by the Oregon Supreme Court; and

WHEREAS, City of Tigard Ordinance No. 00-33 was not implemented nor were its provisions codified in the Tigard Municipal Code.

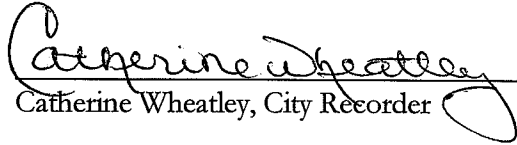
NOW, THEREFORE, THE CITY OF TIGARD ORDAINS AS FOLLOWS:

SECTION 1: Ordinance No. 00-33 is hereby rescinded by the Tigard City Council.

SECTION 2: This ordinance shall be effective 30 days after its passage by the Council, signature by the Mayor, and posting by the City Recorder.

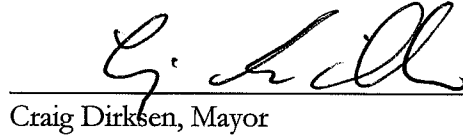
PASSED:

By unanimous vote of all Council members present after being read by number and title only, this 24<sup>th</sup> day of October, 2006.

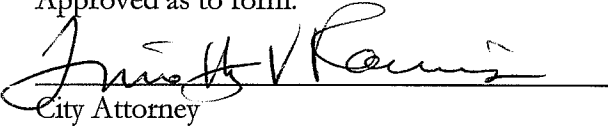
  
Catherine Wheatley, City Recorder

APPROVED:

By Tigard City Council this 24<sup>th</sup> day of October, 2006.

  
Craig Dirksen, Mayor

Approved as to form:

  
City Attorney

10.24.06  
Date

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